

**Before  
THE SUPREME COURT OF OHIO**

**Cobra Pipeline Company, Ltd.**

Appellant,

VS

**Public Utilities Commission of Ohio**

Appellee.

Supreme Court Case No. 20-0708

**Being Before  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the matter of the Small Pipeline  
Company application for an Increase in its  
Rates and Charges electronically filed by  
Mr. Justin M. Dortch on behalf of Cobra  
Pipeline Company, Ltd.

16-1725-PL-AIR

In the matter of the application of Cobra  
Pipe Company, Ltd. for an Emergency  
Increase in its Rates and Charges electronically  
filed by Mr. Justin M. Dortch on behalf of the  
Company.

18-1549-PL-AEM

Consolidated

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<u>8/15/2016</u>	In the matter of the application Small Pipeline Company Application for an Increase in its Rates and Charges electronically filed by Mr. Justin M. Dortch on behalf of Cobra Pipeline Company, Ltd.	1
<u>8/15/2016</u>	Confidential document target: Exhibit 17 filed by M. Dortch on behalf of Cobra Pipeline Company, Ltd. (57 pages)	Conf
<u>8/15/2016</u>	Motion for Protective Order and Memorandum in Support filed by M. Dortch on behalf of Cobra Pipeline Company, Ltd.	2
<u>8/25/2016</u>	Staff letter regarding the application filed by Cobra Pipeline Company, Ltd. filed by PUCO staff.	3
<u>9/14/2016</u>	Entry ordered that staff issue the RFP attached to this entry and that October 14, 2016 be set as the due date for proposals in response to the RFP: the audit set forth in Paragraph 5 be conducted and filed with the Commission, the companies bear the cost of the audit and observe the requirements set forth herein.	4
<u>9/26/2016</u>	Amended application Cobra Pipeline Company, Ltd.'s application supplement in Case No. 16-1725. Electronically filed by Mr. Justin M. Dortch on behalf of Cobra Pipeline Company, Ltd.	5
<u>10/26/2016</u>	Entry ordering staff issue the RFP attached to this entry and that November 10, 2016, be set as the due date for proposals in response to the RFP: that the audit be conducted and filed with the Commission: that the companies bear the cost of the audit and they observe the requirements set forth herein.	6
<u>11/4/2016</u>	Letter of Notification to explain an error in Cobra's supplemental filing from September 26, 2016. Electronically filed by Mr. Justin M. Dortch on behalf of Cobra Pipeline Company, Ltd.	7

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<u>11/9/2016</u>	Entry ordered, that the application of Cobra Pipeline Company, Ltd. be accepted for filing as of September 26, 2016. It is further, ordered, that Cobra's request for a waiver be granted to the extent set forth in Paragraph 7. It is, further, ordered, that Cobra shall publish legal notice of the application in the non-legal notice section of the applicable newspapers within 30 days of the date of this entry, as presented in Paragraph 10.	8
<u>7/7/2017</u>	Correspondence and bond electronically filed by Mr. Michael D. Dortch on behalf of Cobra Pipeline Company, Ltd.	9
<u>7/28/2017</u>	Letter from Cobra Pipeline Company, Ltd. to PUCO that notifies and corrects an inconsistency in the (Cobra) application. Electronically filed by Mr. Justin M. Dortch on behalf of Cobra Pipeline Company, Ltd.	10
<u>8/11/2017</u>	Letter of Notification to Attorney Examiners Sarah Parrot and Nicholas Walstra electronically filed by Mrs. Tonnetta Y. Scott on behalf of PUCO.	11
<u>8/18/2017</u>	Correspondence addressing staff correspondence dated August 11, 2017. Electronically filed by Mr. Michael D. Dortch on behalf of Cobra Pipeline Company, Ltd.	12
<u>9/13/2017</u>	Motion to Intervene and Memorandum in Support of Orwell Natural Gas Company, Northeast Ohio Natural Gas Corp., and Brainard Gas Corp. Electronically filed by Mr. Trevor Alexander on behalf of Orwell Natural Gas Company and Northeast Ohio Natural Gas Corp. and Brainard Gas Corp.	13
<u>9/19/2017</u>	Motion to Compel Cobra Pipeline Company, Ltd. to Cease Charging Unlawful Rates electronically filed by Mr. Mark T. Keaney on behalf of Orwell Natural Gas Company and Northeast Ohio Natural Gas Corp. and Brainard Gas Corp.	14
<u>10/4/2017</u>	Memorandum Cobra Pipeline Company, Ltd.'s Memorandum Contra the Motion to Compel Cobra Pipeline Company, Ltd. to Cease Charging Unlawful Rates electronically filed by Mr. Justin M. Dortch on behalf of Cobra Pipeline Company, Ltd.	15

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<u>10/11/2017</u>	Reply in Support of Motion to Compel Cobra Pipeline Company, Ltd. to Cease Charging Unlawful Rates electronically filed by Mr. Mark T. Keaney on behalf of Orwell Natural Gas Company and Northeast Ohio Natural Gas Corp. and Brainard Gas Corp.	16
<u>2/22/2018</u>	Motion to Compel Discovery and Memorandum in Support electronically filed by Mr. Mark T. Keaney on behalf of Orwell Natural Gas Company and Brainard Gas Corp. and Northeast Ohio Natural Gas Corp.	17
<u>3/1/2018</u>	Motion to Intervene and Memorandum in Support of Stand Energy Corporation electronically filed by Mr. John M. Dosker on behalf of Ms. Kate E. Russell-Bedinghaus.	18
<u>3/9/2018</u>	Cobra Pipeline Company, Ltd.'s Memorandum Contra to Motion to Compel Discovery electronically filed by Mr. Justin M. Dortch on behalf of Cobra Pipeline Company, Ltd.	19
<u>3/16/2018</u>	Reply in Support of Motion to Compel Discovery electronically filed by Mr. Mark T. Keaney on behalf of Orwell Natural Gas Company and Northeast Ohio Natural Gas Corp. and Brainard Gas Corp.	20
<u>3/27/2018</u>	Motion in Support of Orwell Natural Gas et al.'s Motion to Compel Discovery against Cobra Pipeline Company, Ltd. Electronically filed by Mr. John M. Dosker on behalf of Ms. Kate E. Russell-Bedinghaus.	21
<u>4/11/2018</u>	Memorandum Cobra Pipeline Company, Ltd.'s Motion to Strike and in the Alternative Memorandum Contra Stand Energy Corporation's Motion in Support. Electronically filed by Mr. Justin M. Dortch on behalf of Cobra Pipeline Company, Ltd.	22
<u>4/11/2018</u>	Entry ordered, That the motion for intervention filed by the Gas Companies on September 13, 2017, be granted. It is, further, ordered, That the motion to compel filed by the Gas Companies on September 19, 2017, be granted, consistent with this Entry. It is, further, ordered, that Cobra reinstate its Commission-approved rates and promptly refund to customers any amounts collected in excess of those rates. It is, further, ordered, that Cobra file, in this Docket, a complete accounting of its refunds to customers, within 30 days of this Entry.	23

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<u>4/13/2018</u>	Staff report filed by PUCO staff.	24
<u>5/1/2018</u>	Attorney Examiner Entry setting forth a procedural schedule in accordance with Paragraph 6 - electronically filed by Sandra Coffey on behalf of Sarah Parrot, Attorney Examiner, Public Utilities Commission of Ohio.	25
<u>5/2/2018</u>	Return mail receipt - Return to Sender/Attempted - not known/Unable to Forward/ Return to Sender. (Orwell Natural Gas Company)	Corres.
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<u>5/2/2018</u>	Return mail receipt - Return to Sender/Vacant/Unable to Forward/ Return to Sender.	Corres.
<u>5/8/2018</u>	Motion for an Extension of Time to File Testimony, for Continuance of the Hearing scheduled for June 6, 2018, and for an Expedited Ruling and Memorandum in Support electronically filed by Mr. Michael D. Dortch on behalf of Cobra Pipeline Company, Ltd.	26
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<u>5/10/2018</u>	Accounting for Increased Revenues filed by M. Dortch on behalf of Cobra Pipeline Company, Ltd.	29
<u>5/10/2018</u>	Motion for Protective Order and Memorandum in Support filed by M. Dortch on behalf of Cobra Pipeline Company, Ltd.	30
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<u>5/11/2018</u>	Attorney Examiner Entry granting Cobra's 05/08/2018 motion to the extent set forth in this Entry and revising the procedural schedule in accordance with Paragraph 8 - electronically filed by Sandra Coffey on behalf of Sarah Parrot, Attorney Examiner, Public Utilities Commission of Ohio.	31
<u>5/14/2018</u>	Objection to staff report. Electronically filed by Mr. Justin M. Dortch on behalf of Cobra Pipeline Company, Ltd.	32
<u>5/21/2018</u>	Return Mail - staff report sent 04/13/18 "Return to Sender, Unclaimed, Unable to Forward".	Corres.
<u>5/21/2018</u>	Memorandum Contra to Cobra Pipeline Co., Ltd. Application for Rehearing electronically filed by Mr. Trevor Alexander on behalf of Northeast Ohio Natural Gas Corp., Brainard Gas Corp. and Orwell Natural Gas Company.	33
<u>5/31/2018</u>	Return mail: Certified - staff report CD - RTS, unclaimed, unable to forward.	Corres.
<u>6/6/2018</u>	Entry on Rehearing ordered, That the Application for Rehearing filed by Cobra be granted for further consideration of the matters specified in the Application for Rehearing.	34
<u>6/19/2018</u>	Return mail receipt - Mason Producing Inc. - Unclaimed/Unable to forward (staff report).	Corres.
<u>6/21/2018</u>	Cobra Pipeline Company, Ltd.'s Amended Objections to staff's report of Investigation electronically filed by Mr. Justin M. Dortch on behalf of Cobra Pipeline Company, Ltd.	35
<u>6/22/2018</u>	Attorney Examiner Entry setting the procedural schedule and granting the motion for intervention electronically filed by Ms. Mary E. Fischer on behalf of Sarah J. Parrot, Attorney Examiner, Public Utilities Commission of Ohio.	36

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<u>8/3/2018</u>	Direct Testimony of Jessica Carothers on behalf of Cobra Pipeline Company, Ltd. electronically filed by Mr. Justin M. Dortch on behalf of Cobra Pipeline Company, Ltd.	Testi.
<u>8/3/2018</u>	Exhibit A to Direct Testimony of Jessica Carothers electronically filed by Mr. Justin M. Dortch on behalf of Cobra Pipeline Company, Ltd.	Exh.
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<u>8/3/2018</u>	Confidential target: Unredacted Exhibits E, F, G, H and M to the Direct Testimony of Jessica Carothers & Carolyn Coatoam. (1078 pages)	Conf.
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<u>8/9/2018</u>	Attorney Examiner Entry granting the Gas Companies' motion to compel discovery consistent with the terms set forth in this Entry - electronically filed by Sandra Coffey on behalf of Sarah Parrot, Attorney Examiner, Public Utilities Commission of Ohio.	42
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<u>8/24/2018</u>	Attorney Examiner Entry denies Gas Companies' motion to strike Cobra's amended objections to staff report and grants their motion for continuance - electronically filed by Sandra Coffey on behalf of Sarah Parrot, Attorney Examiner, Public Utilities Commission of Ohio.	47
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<u>9/11/2018</u>	Direct Testimony of Carolyn Coatoam on behalf of Cobra Pipeline Company, Ltd. Exhibit C & E filed by J. Dortch.	Testi.
<u>9/25/2018</u>	Transcript Volume I - In the Matter of the Application of Cobra Pipeline Company, Ltd., for an Increase in its Rates and Charges, hearing held before Ms. Sarah Parrot and Mr. Nicholas Walstra, Attorney Examiners, at the Public Utilities Commission of Ohio, 180 East Broad Street, Room 11-C, Columbus, Ohio, called at 10:00 a.m. on Monday, September 10th, 2018. Electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Burke, Carolyn.	Trans.
<u>9/25/2018</u>	Transcript Volume II - In the Matter of the Application of Cobra Pipeline Company, Ltd., for an Increase in its Rates and Charges, hearing held before Ms. Sarah Parrot and Mr. Nicholas Walstra, Attorney Examiners, at the Public Utilities Commission of Ohio, 180 East Broad Street, Room 11-C, Columbus, Ohio, called at 9:00 a.m. on Tuesday, September 11th, 2018. Electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Burke, Carolyn.	Trans.
<u>9/25/2018</u>	PUCO Exhibit filing: Volume I, Company Exhibit 1, NEO Exhibits 1, 2, 3, 5, 7 & 8, staff Exhibits 1, 2, 3, & 4 filed by Armstrong & Okey on behalf of PUCO staff.	Exh.
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<u>1/22/2019</u>	Transcript for hearing held on January 10, 2019 at the PUCO, 180 East Broad Street, Room 11D, Columbus, Ohio electronically filed by Mr. Ken Spencer on behalf of Armstrong & Okey, Inc. and Grubaugh, Valerie.	Trans.
<u>2/22/2019</u>	Initial Post-Hearing Brief of Orwell Natural Gas Company, Northeast Ohio Natural Gas Corp., and Brainard Gas Corp. Electronically filed by Mr. Mark T. Keaney on behalf of Northeast Ohio Natural Gas Corp., Brainard Gas Corp. and Orwell Natural Gas Company.	68
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<u>9/11/2019</u>	Opinion & Order that the Commission finds that Cobra Pipeline Company, Ltd. failed to demonstrate that its existing rates and charges are insufficient to provide adequate net annual compensation and return on its property used and useful in the provision of its services; that it failed to sustain its burden of proof to demonstrate that emergency rate relief should be granted; and that a hearing should be scheduled for the purposes of determining whether a receiver should be appointed for Cobra Pipeline Company, Ltd. and reviewing the status of its compliance with gas pipeline safety requirements. Electronically filed by Docketing staff.	79
<u>9/12/2019</u>	Public comment.	Pub. Comm.
<u>9/16/2019</u>	Letter of the Wood County Auditor's Office stating that Cobra Pipeline has failed to pay Wood County tax and is severely delinquent filed by M. Oestreich.	80
<u>10/11/2019</u>	Cobra Pipeline Company, Ltd.'s Application for Rehearing of the Commission's Entry Dated September 11, 2019 electronically filed by Mr. Justin M. Dortch on behalf of Cobra Pipeline Company, Ltd.	81
<u>10/15/2019</u>	Return mail: Entry on Rehearing 9/11/19, RTS, insufficient address, unable to forward.	Corres.
<u>10/21/2019</u>	Memorandum Contra to Cobra Pipeline Company, Ltd.'s Application for Rehearing by Northeast Ohio Natural Gas Corp. Electronically filed by Mr. Trevor Alexander on behalf of Northeast Ohio Natural Gas Corp.	82
<u>11/6/2019</u>	Third Entry on Rehearing that the Commission grants the Application for Rehearing filed by Cobra Pipeline Company, Ltd. on October 11, 2019, for the purpose of further consideration of the matters specified in the Application for Rehearing. Electronically filed by Docketing staff.	83



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<u>11/8/2019</u>	Notice of appeal filed by Cobra Pipeline Company, Ltd. (S.C. #19-1544)	84
<u>11/14/2019</u>	Cobra Pipeline Company, Ltd.'s Notice of Address electronically filed by Mr. Justin M. Dortch on behalf of Cobra Pipeline Company, Ltd.	85
<u>11/18/2019</u>	Return Mail Cobra Pipeline Co., Ltd. Gas Supply Analyst Third Entry on Rehearing dated 11/6/2019 for Not Deliverable as Addressed unable to forward.	Corres.
<u>12/9/2019</u>	Supreme Court Transmittal Papers filed by PUCO staff. (S.C. #19-1544)	86
<u>4/8/2020</u>	Fourth Entry on Rehearing Cobra's Application for Rehearing filed on 10.11.19 is denied. Electronically filed by Mrs. Kelli C King on behalf of Public Utilities Commission of Ohio.	87
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**Before  
THE SUPREME COURT OF OHIO**

**Cobra Pipeline Company, Ltd.**

Appellant,

VS

**Public Utilities Commission of Ohio**

Appellee.

**Supreme Court Case No. 20-0708**

**Being Before  
THE PUBLIC UTILITIES COMMISSION OF OHIO**

In the matter of the Small Pipeline  
Company application for an Increase in its  
Rates and Charges electronically filed by  
Mr. Justin M. Dortch on behalf of Cobra  
Pipeline Company, Ltd.

**16-1725-PL-AIR**

In the matter of the application of Cobra  
Pipe Company, Ltd. for an Emergency  
Increase in its Rates and Charges electronically  
filed by Mr. Justin M. Dortch on behalf of the  
Company.

**18-1549-PL-AEM**

**Consolidated**

## CERTIFICATION

I, Tanowa M. Troupe, the duly appointed and qualified Secretary of The Public Utilities Commission of Ohio, in whose custody the books, records, and files of said Commission are kept, do hereby certify there is transmitted herewith the docket entries of the Commission, ICN No. 1-89, the **First Entry on Rehearing dated 6/6/2018 inclusive; Second Entry on Rehearing dated 9/11/2019 inclusive; Third Entry on Rehearing dated 11/6/2019 inclusive; Fourth Entry on Rehearing dated 4/8/2020 inclusive;** and the Certification of the record in consolidated Cases Nos. 16-1725-PL-AIR and 18-1549-PL-AEM.

IN WITNESS THEREOF, I have thereunto set my hand  
and affixed the official seal of The Public Utilities Commission  
of Ohio this 8<sup>th</sup> day of July, 2020.



Tanowa M. Troupe, Secretary  
Debbie Ryan, Acting Secretary  
Donielle M. Hunter, Acting Secretary  
Susan Patterson, Acting Secretary

THE PUBLIC UTILITIES COMMISSION OF OHIO